

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DUSTIN G. ABRAMS,

Plaintiff,

vs.

JIM HARTFORD, KIM COOK and
JOE KRIETE,

Defendants.

NO. CV-05-5018-LRS

ORDER OF DISMISSAL WITHOUT
PREJUDICE

BEFORE THE COURT is Plaintiff's Motion to Voluntarily Dismiss Without Prejudice (Ct. Rec. 64) filed on October 1, 2007. Plaintiff, a prisoner at the Washington State Penitentiary, is proceeding *pro se* and *in forma pauperis*. Defendants have been served and have filed a Motion to Dismiss Pursuant to FRCP 37, and which remains pending at this time.

Accordingly, **IT IS ORDERED** Plaintiff's Motion to Voluntarily Dismiss Without Prejudice, **Ct. Rec. 64**, filed on October 1, 2007 is **GRANTED**. All pending motions are deemed **MOOT** in light of the Plaintiff's motion to dismiss.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, forward a copy to Plaintiff at his last known address, enter judgment, and close the file. The District Court

1 Executive is further directed to forward a copy of this Order to the
2 Office of the Attorney General of Washington, Criminal Justice
3 Division.

4 **DATED** this 25th day of October, 2007.

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6 ***s/Lonny R. Suko***

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LONNY R. SUKO
8 UNITED STATES DISTRICT JUDGE
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